

**A SUBSTITUTE RESOLUTION  
BY FINANCE/EXECUTIVE COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE BLANKET PURCHASE AGREEMENT WITH NEPTUNE TECHNOLOGY GROUP, INC. ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS AND NO CENTS (\$1,000,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL FUND) 5311002 (SUPPLIES-NON-CONSUMABLE) 170411 (DWM WATER SYSTEM REPAIR-PEYTON) 4440000 (DISTRIBUTION); AND FOR OTHER PURPOSES.**

**WHEREAS,** the Department of Watershed Management, Bureau of Drinking Water ("Department") requires Neptune Water Meters to replace or retrofit the existing commercial and residential meter population with a radio based automatic meter reading system; and

**WHEREAS,** the Department is required to purchase Neptune Water Meters to maintain the integrity of the water system: and

**WHEREAS,** Neptune Technology Group, Inc is the recommended sole source manufacturer of Neptune Water Meters; and

**WHEREAS,** the Chief Procurement Officer has authorized a sole source procurement in accordance with the City of Atlanta Code of Ordinances Section 2-1191; and

**WHEREAS,** the Commissioner of the Department of Watershed Management and the Chief Procurement recommend that a Sole Source Blanket Purchase Agreement be awarded to Neptune Technology Group, Inc. for a term of one (1) year in an amount not exceed One Million Dollars and No Cents (\$1,000,000.00).

**THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES,** that the Mayor is authorized to execute a Sole Source Blanket Purchase Agreement with Neptune Technology Group, Inc. in an amount not exceed One Million Dollars and No Cents (\$1,000,000.00).

**BE IT FURTHER RESOLVED,** that the term of the Agreement shall be for a term of one (1) year.

**BE IT FURTHER RESOLVED,** that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of the Contract for execution by the Mayor.

**BE IT FURTHER RESOLVED**, that the Contract will not become binding upon the City, and the City will incur no liability under it until the Contract is approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk and delivered to Neptune Technology Group, Inc.

**BE IT FURTHER RESOLVED**, that the funding of the Agreement shall be subject to and expressly contingent upon the City's adoption and approval of the FY 2010 budget and the appropriation of sufficient funds to the associated funding sources.

**BE IT FINALLY RESOLVED**, that all contracted work shall be charged to and paid from Fund Department Organization and Account Number 5052 (Water & Wastewater Renewal Fund) 5311002 (Supplies- Non-Consumable) 170411 (DWM Water System Repair-Peyton) 4440000 (Distribution).

**A RESOLUTION  
FINANCE/EXECUTIVE COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE BLANKET PURCHASE AGREEMENT WITH NEPTUNE TECHNOLOGY GROUP, INC. FOR THE PURCHASE OF WATER METERS, METER PARTS AND ACCESSORIES ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS AND NO CENTS (\$1,000,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 1704011 (DWM WATER SYSTEM REPAIR - PEYTON) 5311002 (SUPPLIES NON-CONSUMABLE) 4440000 (DISTRIBUTION); AND FOR OTHER PURPOSES.**

**WHEREAS**, the Department of Watershed Management, Bureau of Drinking Water ("Department") uses Neptune Water Meters to in its existing commercial and residential meter population with a radio based automatic meter reading system; and

**WHEREAS**, the Department is required to purchase Neptune Water Meters to maintain the integrity of the water system: and

**WHEREAS**, the Department must repair Neptune meters by replaicng parts and AMR accessories; and

**WHEREAS**, Neptune Technology Group Inc. is the sole manufacturer of Neptune meters, parts and AMR accessories.

**WHEREAS**, Neptune Technology Group, Inc. is the recommended sole source manufacturer of Neptune Water Meters; and

**WHEREAS**, the Chief Procurement Officer has Authorized a sole source procurement in accordance with the City of Atlanta Code of Ordinances Section 2-1191; and

**WHEREAS**, the Commissioner of the Department of Watershed Management and the Chief Procurement recommend that a Sole Source Blanket Purchase Agreement be awarded to Neptune Technology Group, Inc. for the purchase of Water Meters, Meter Parts and Accessories for a term of one (1) year in an amount not exceed One Million Dollars and No Cents (\$1,000,000.00).

**THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES**, that the Mayor is authorized to execute a Sole Source Blanket Purchase Agreement with Neptune Technology Group, Inc. for the purchase of Water Meters, Meter Parts and Accessories in an amount not exceed One Million Dollars and No Cents (\$1,000,000.00).

**BE IT FURTHER RESOLVED**, that the term of the Agreement Shall be for a term of one (1) year.

**BE IT FURTHER RESOLVED**, that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of the Contract for execution by the Mayor.

**BE IT FURTHER RESOLVED**, that the Contract will not become binding upon the City, and the City will incur no liability under it until the Contract is approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk, and delivered to Neptune Technology Group, Inc.

**BE IT FINALLY RESOLVED**, that all contracted work shall be charged to and paid from Fund Department Organization and Account Number 5052 (Water & Wastewater Renewal & Extension Fund) 1704011 (DWM Water System Repair - Peyton ) 5311002 (Supplies Non-Consumable) 4440000 (Distribution).

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** Finance/Executive

**Caption:** A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE BLANKET PURCHASE AGREEMENT WITH NEPTUNE TECHNOLOGY GROUP, INC. FOR THE PURCHASE OF WATER METERS, METER PARTS AND ACCESSORIES ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS AND NO CENTS (\$1,000,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 1704011 (DWM WATER SYSTEM REPAIR - PEYTON) 5311002 (SUPPLIES NON-CONSUMABLE) 4440000 (DISTRIBUTION); AND FOR OTHER PURPOSES.

**Council Meeting Date:** May 18, 2009

**Requesting Dept.:** Watershed Management

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

***Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.***

The Purpose of this legislation is to request is for maintaining and servicing water meters after the AMR project ends , July 2009. The distribution division requires Neptune meters as mandated by the AMR project to service meters that need parts, AMR accessories or must be replaced. Neptune Technology Group Inc. is the sole manufacturer of Neptune meters, parts and AMR accessories.

**2. Please provide background information regarding this legislation.**

***Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.***

3. If Applicable/Known:

- (a) Contract Type (e.g. Professional Services, Construction Agreement, etc): Professional Services
- (b) Source Selection:
- (c) Bids/Proposals Due: N/A
- (d) Invitations Issued: N/A
- (e) Number of Bids: N/A
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract: N/A

4. **Fund Account Center (Ex. Name and number):** The blanket purchase agreement amount should not exceed One Million Dollars (\$1000,000) to be funded as follows: FY2010 5052 (Water & Wastewater Renewal & Extension Fund) 1704011 (DWM Water System Repair - Peyton ) 5311002 (Supplies Non-Consumable 4440000 (Distribution) \$1,000,000.

Fund: \_\_\_\_\_ Account: \_\_\_\_\_ Center: \_\_\_\_\_

5. **Source of Funds: Example: Local Assistance Grant**

6. **Fiscal Impact:** This means a requisition will have to be committed on or about July 1, 2009 for \$1,000,000. The fund is already budgeted in the FY2010 budget and expected to be approved. This agreement once excuted will run from approximately July 2, 2009 thru July 1, 2010.

*Example: This legislation will result in a reduction in the amount of \_\_\_\_\_ to Fund Account Center Number \_\_\_\_\_.*

7. **Method of Cost Recovery:** N/A

**Examples:**

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Phyllis Brown, Buyer



## CITY OF ATLANTA

Shirley Franklin  
Mayor

SUITE 1790  
55 TRINITY AVENUE, SW  
ATLANTA, GA 30303  
(404) 330-6204 Fax: (404) 658-7705  
Internet Home Page: [www.atlantaga.gov](http://www.atlantaga.gov)

DEPARTMENT OF PROCUREMENT  
Adam L. Smith, Esq., CPPB  
Chief Procurement Officer  
[asmith@atlantaga.gov](mailto:asmith@atlantaga.gov)

April 28, 2009

### SOLE SOURCE PROCUREMENT CERTIFICATION

This sole source request is made for Neptune Technologies for the Neptune Meters and the Neptune RF AMR System, and all other related equipment for the City of Atlanta, Department of Watershed Management.

Having conducted an investigation of the available sources regarding the materials, goods and/or services stipulated herein pursuant to § 2-1191 of the City of Atlanta Code of Ordinances, Sole Source Procurement, my findings are the following:

1. Neptune Technologies – Is the sole source vendor for Neptune Meters and the Neptune RF AMR System.
2. Neptune Technologies – Is a leading provider of utility automation systems touching over 50 million connected customers throughout North America. Since 1982 Neptune has continually focused on the evolving needs of utilities and continues to broaden its focus beyond automatic meter reading and metering to include service orders and meters asset management.
3. Neptune Technologies – All Neptune water meters meet or exceed American Water Works Association® standards and ANSI/NSF 61 certifications. And, Neptune T-10 water meters are time proven for accuracy and dependability. All T-10s are Automatic Meter Reading (AMR) capable and easily upgradeable from direct read registers to any of Neptune's absolute encoder registers.
4. Neptune Technologies – Is located at 1600 Alabama Hwy. 229, Tallahassee, FL 36078.

I, Adam L. Smith, by the authority vested in me pursuant to § 2-1191, do hereby app direct and authorize the sole source procurement for Requisition Number: **Budget Year 2009-2010.**

The Neptune Technologies, Meters, and the RF AMR System, and all other related equipment for City of Atlanta, Department of Watershed Management.

A handwritten signature in dark ink, appearing to read "Adam L. Smith", written over a horizontal line.  
Adam L. Smith



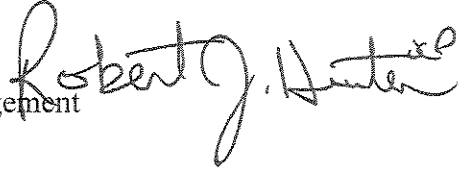
## CITY OF ATLANTA

SHIRLEY FRANKLIN  
MAYOR

55 TRINITY AVENUE, S.W. • SUITE 5400 • SOUTH BUILDING  
ATLANTA, GEORGIA 30303-0310  
Office: (404) 330-6081 • Fax: (404) 658-7194

DEPARTMENT OF  
WATERSHED MANAGEMENT  
**ROBERT J. HUNTER**  
Commissioner

To: Adam L. Smith, Chief Procurement Officer  
Department of Procurement

From: Robert J. Hunter, Commissioner  
Department of Watershed Management 

Date: April 22, 2009

RE: Legislative Request for Sole Source Blanket Purchase Agreement for  
Water Meters, Meter Parts and AMR Accessories.  
Contractor: Neptune Tech Group, Inc.

Please prepare an appropriate Amendment Agreement **Cycle 8 (May 18, 2009)** to previous approved legislative request (09-R-0184) for the Sole Source Blanket Purchase Agreement with Neptune Tech. Group Inc., on behalf of The Department of Watershed Management, in the amount not to exceed: One Million Dollars and No Cents (1,000,000.00).

All funds shall be charged to and paid from the FY2010 budget as follows: 5052 (Water & Wastewater Renewal & Extension Fund) 1704011 (DWM Water System Repair-Peyton) 5311002 Supplies, Non- Consumable 4440000 (Distribution)

The requisition will have to be committed on or about July 1, 2009 for \$1,000,000. This fund is already budgeted in FY2010 budget and expected to be approved. This agreement once executed, will run from July 2, 2009 to July 1, 2010.

Should you have any questions please contact Gwendolyn J. Carswell, Watershed Manager, at (404) 330-6331 or Phyllis Brown, Buyer at (404) 330-6263.

RJH/pb

C: Sheila C. Pierce, Deputy Commissioner- DWM  
David Chapman, Deputy Chief Procurement Officer  
Chris Hebbard, Deputy Commissioner- BDW  
Benjamin Kuku, Director of Administration- BDW  
Karla Brown, Accounting Manager- BDW





October 10, 2008

City of Atlanta  
Bureau of Drinking Water  
651 14<sup>th</sup> Street  
Atlanta, GA 30318

Dear Pharis Glover,

Per your request, I am providing you with the below Neptune Meter availability statement.

The City of Atlanta has recently signed and approved a contract with K&V automation to provide, install, and manage the City of Atlanta's Automated Meter Reading project. In this contract it states that the City of Atlanta will purchase Neptune meters and Neptune R900 RF meter reading system. As written in your contract it is the City of Atlanta's intent to only allow and purchase Neptune meters, Neptune R900 RF meter interface units, and Neptune Meter Reading Equipment such as handhelds, RF drive by computers, and fixed network towers to ensure the integrity of the system. Neptune Technology Group, Inc. is the sole manufacturer of the Neptune Meter and Neptune RF AMR system.

If you should have any questions concerning the above, please do not hesitate to call me @ 803-212-8065.

Sincerely,

Mitch D. Elliott  
Senior Territory Manager  
Neptune Technology Group

DEPT. OF WATERSHED MGT.  
09 APR 13 AM 11:46  
BUREAU OF MANAGEMENT

## Legislation Summary

**Committee of Purview:**

**Caption**

A resolution authorizing the Mayor to execute an appropriate contractual agreement on behalf of the Department of Watershed Management with Neptune Technology Group, Inc. in an amount not to exceed one million dollars and not cents (\$1,000,000.00). All contract work shall be charged to and paid from fund account and center number: 5052 (Water & Wastewater Renewal & Extension Fund), 1704011 (DWM Water System Repair-Peyton), 5311002 (Supplies Non-Consumable), 4440000 (Distribution).

**Council Meeting Date:** May 18, 2009

**Legislation Title:** Resolution authorizing the Chief Procurement Officer to utilize in Pursuant to City Code Section 2-1191 (Sole Source Procurement), for the purpose of Water Meters, Meter Parts, and Accessories on behalf of the Department of Watershed Management in an amount not to exceed one million dollars and not cents (\$1,000,000.00). All contract work shall be charged to and paid from fund account and center number: 5052 (Water & Wastewater Renewal & Extension Fund), 1704011 (DWM Water System Repair-Peyton), 5311002 (Supplies Non-Consumable), 4440000 (Distribution).

**Requesting Department:** Department of Watershed Management

**Contract Type:** N/A

**Source Selection:** Pursuant to City Code Section 2-1191 (Sole Source Procurement)

**Bids/Proposals Due:** N/A

**Invitations Issued:** N/A

**Number of Bids/  
Proposals Received:** N/A

**Bidders/Proponents:** N/A

<b>Justification Statement:</b>	N/A
<b>Background:</b>	N/A
<b>Fund Account Centers:</b>	5052 (Water & Wastewater Renewal & Extension Fund), 1704011 (DWM Water System Repair-Peyton), 5311002 (Supplies Non-Consumable), 4440000 (Distribution).
<b>Source of Funds:</b>	N/A
<b>Fiscal Impact:</b>	N/A
<b>Term of Contract:</b>	N/A
<b>Method of Cost Recovery:</b>	N/A
<b>Approval:</b>	
<b>DOF:</b>	
<b>DOL:</b>	
<b>Prepared By:</b>	Patricia Lowe, Buyer
<b>Contact Number:</b>	404.330.6583

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: \_\_\_\_\_ Maisha L. Wood \_\_\_\_\_

Contact Number: \_\_\_\_\_ (404) 330-6887 \_\_\_\_\_

Originating Department: \_\_\_\_\_ Department of Watershed Management \_\_\_\_\_

Committee(s) of Purview: \_\_\_\_\_ Finance/Executive \_\_\_\_\_

Chief of Staff Deadline: \_\_\_\_\_ April 28, 2009 \_\_\_\_\_

Anticipated Committee Meeting Date(s): \_\_\_\_\_ May 13, 2009 \_\_\_\_\_

Anticipated Full Council Date: \_\_\_\_\_ May 18, 2009 \_\_\_\_\_

Legislative Counsel's Signature: \_\_\_\_\_

Commissioner Signature: Robert G. Hunter scd

Chief Procurement Officer Signature: John R. Smith

**CAPTION**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE BLANKET PURCHASE AGREEMENT WITH NEPTUNE TECHNOLOGY GROUP, INC. FOR THE PURCHASE OF WATER METERS, METER PARTS AND ACCESSORIES ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS AND NO CENTS (\$1,000,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 1704011 (DWM WATER SYSTEM REPAIR - PEYTON) 5311002 (SUPPLIES NON-CONSUMABLE) 4440000 (DISTRIBUTION); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$1,000,000.00

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ Received by LC from CPO: \_\_\_\_\_  
(date) (date)

Received by Mayor's Office: 4/29/09 AM 9 Reviewed by: 5/3/09 me  
(date) (date)

Submitted to Council: \_\_\_\_\_  
(date)